

SOMB Meeting Minutes

The regular meeting of the Sex Offender Management Board was called to order on May 17, 2012. Illinois Department of Corrections (DOC), via videoconferencing, in Chicago and Springfield, Illinois. Chairperson Alyssa Schafer called the meeting to order.

PRESENT:

Member(s):

Chicago: Amy Campanelli, Steve Goytia, Lisa Stephens, Verlin Mainz

Springfield: Alyssa Shafer, Tracie Newton, Dick Winkler

Non-Member(s):

Alesia Crockett (Attorney General's Office), Jessica O'Leary (Attorney General's Office), Officer Shawn Albert (Bloomington Police Department), Shawn Oetzel (Tazewell County Probation), Kelly McConkey (Tazewell County Probation)

ABSENT:

Member(s):

Excused: Michael Bednarz, Carol Corgan, Pat Delfino, Sheryl Essenburg, Annette Milleville, Mickie Owens, Cara Smith, Dustin Sutton, Abdi Tinwalla

Unexcused: None

A. Welcome/Roll Call

B. Review of Meeting Minutes: March 15, 2012

A motion was made by Steve Goytia and seconded by Dick Winkler to approve the minutes for the March 15, 2012 meeting. All Board members present approved the motion.

C. Legal Updates:

Jessica O'Leary provided an update on the following legislation:

1. SOMB Legislation (SB3638)

SB 3638 passed the Senate unanimously at the end of March. Moved to the House where a couple amendments were made.

- House Amendment 1 added/amended language to address opposition raised by the Illinois Medical Society (IMS) and Senate Democrat Staff.
- IMS– Opposed to physicians being required to obtain license(s) under the Sex Offender Evaluation and Treatment Provider Act. Wanted physicians exempted.
 - Agreed to licensure; Added Applicability section.
 - Didn't make any substantive changes but clarifies that in order for sex offender evaluation and treatment services which required by the Sex Offender Management Board Act, the Sexually Dangerous Persons Act,

and the Sexually Violent Persons Act to be valid, a person must be licensed under the Sex Offender Evaluator and Treatment Provider Act.

- It further clarifies that a license under this Act is not required in order for licensed health care professionals to provide any health service for which they are already licensed to provide.
- Senate Democrat Staff – Opposed the statutory appointments of Illinois ATSA and the Illinois Polygraph Society on the basis that they are unconstitutional. The General Assembly cannot make appointments to the Executive Branch. Wanted appointments removed.
- In order to keep them in, we amended the appointments to be made by the Governor rather than just be statutory.
- House Floor Amendment 3 adds IMS language accidentally left out of the first amendment.

The bill is currently waiting for Third Reading/a Vote on the House Floor. This needs to be done by May 25th. It will return to the Senate to be voted on for concurrence with the amendments. If passed, the Governor will have 60 days from the day it is transmitted to him to sign or veto the bill. If he does nothing, it will become law.

2. Public Act 97-0257 (SB0265)

Effective January 2012, PA 97-0257 eliminated four members of the Board. The Board was unclear as to why these members were removed.

The issue regarding the appointments raised by the Senate Democrat Staff finally shed some light on 3 of the 4 appointments removed by SB 265.

- As written, the statutory appointments of the Illinois Principals Association, Illinois ATSA, and the Illinois Polygraph Society were unconstitutional.
- Senator Kwame Raoul referenced this in the Senate Transcripts from when the bill was voted in the Senate.

3. Adam Walsh (SB3359)

SB3359 would have likely brought Illinois into compliance with Adam Walsh passed the Senate at the end of March. (37-11).

It was transferred to the House where it remains in the Rules committee. It is extremely unlikely that there will be any more action taken on it this legislative session.

Alyssa Schafer added there were very few bills which IDOC needed to follow this session and she will continue to keep the Board up to date.

D. Training

The Board discussed hosting trainings for the treatment and law enforcement communities this Fall. Officer Shawn Albert, Bloomington Police Department stated he could assist with getting space at the Heartland College in Normal, Illinois through the Mobile Training Unit. Other suggestions were Joliet Jr. College, John A. Logan College, Illinois State University and Illinois State Police facilities.

Steve Goytia stated he has information on a training being held in May at Kankakee Community College on Child Abuse. The training was being presented by Bob Farley. Steve will email the information to Alesia Crockett to forward to the Board.

E. SOMB Committee Assignment

Standards & Guidelines

The Committee met. Dick Winkler stated they discussed revising portions of the juvenile guidelines to include assessment protocols. Dr. Michael Bednarz stated he will have select staff from the Treatment and Detention Facility assist with reviewing and updating the adult standards. Steve Goytia is submitting changes as it relates to probation and parole.

At today's Board meeting the use of polygraphs and the cost was discussed. It was determined that Probation utilizes polygraphs sparingly, Department of Corrections use them more frequently and Department of Children and Family Services does not pay for polygraphs. The polygraph is mostly used in Sexually Dangerous and Sexually Violent Persons cases.

Quality Assurance of Providers & Ethics and Conflict of Interest

No meeting scheduled.

Funding

No meeting scheduled. The current fund balance is \$76,978.84.

Appointment

No meeting scheduled. The Board currently has four vacancies: one Attorney General appointment for a State's Attorney and three Governor appointments, one law enforcement and two judiciary.

Legislative

No meeting scheduled.

F. New Business

Alyssa Schafer informed the Board of the upcoming Audit. She asked that members be available to assist.

G. Next Meeting: July 19, 2012 – Illinois State Police, Pontiac, Illinois

H. Adjournment